

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

IN RE: SOCIAL MEDIA ADOLESCENT
ADDICTION/PERSONAL INJURY
PRODUCTS LIABILITY LITIGATION

No. 4:22-md-03047

MDL No. 3047

This Document Relates To:

N.K., filed on behalf of minor S.K. v. META
PLATFORMS, INC., et al. | Case No. 23-CV-
1584

**DECLARATION OF LANCE V. OLIVER
IN SUPPORT OF MOTION FOR LEAVE
TO FILE COMPLETE EVIDENCE IN
SUPPORT OF PLAINTIFFS' LETTER
BRIEF REGARDING PERSONAL
INJURY BELLWETHER POOL**

Judge: Hon. Yvonne Gonzalez Rogers

Date: June 13, 2025

Time: 8 a.m.

Courtroom: 1

Pursuant to 28 U.S.C. § 1746, I, Lance V. Oliver, a member attorney at Motley Rice LLC
declare as follows:

1. I joined the S.K. trial team at the end of 2024. I have reviewed Defendants' brief
regarding the bellwether pool. Because Defendants' brief misstates the facts, I prepared this
declaration.

1 2. I, along with my colleague and co-counsel Annie Kouba, learned in or about
2 February 2025 that S.K. had experienced a relapse of her eating disorder symptoms. In good faith,
3 we informed Defendants on or about March 31, 2025. S.K.'s [REDACTED]
4 [REDACTED]

5 3. Defendants claim in their brief that S.K. is refusing to meaningfully participate in
6 discovery due to her relapse. That is not true.

7 4. Defendants attached to their brief Exhibit F, an email from me. Exhibit F ends on
8 April 22, 2025. The entire email chain, however, continued until May 16, more than two weeks
9 later. A copy of the entire email chain is attached hereto as **Exhibit A**.

10 5. The portion of the email Defendants did not attach shows that on April 30 the parties
11 met and conferred. During that call, I proposed that – in lieu of gathering medical records now,
12 given S.K.'s ongoing course of treatment – Defendants provide Plaintiffs with questions about
13 S.K.'s ongoing treatment. I recall placing no limitations on what they could ask.

14 6. On May 8, Defendants noted their position that additional document discovery would
15 be later necessary, but confirmed that subject to that objection they were “open to first proceeding
16 with the approach [I] suggested.” Defendants asked for sworn responses by May 16. Plaintiffs
17 prepared those responses and provided them to Defendants on May 19.

18 7. We have likewise confirmed with our client her commitment to this litigation and
19 providing fulsome discovery. That commitment was never in doubt, but out of an abundance of
20 caution based on Defendants' claims, we have reconfirmed that.

21 8. In short, S.K. has not “ceased meaningfully participating in this lawsuit.” Nor have
22 I or Ms. Kouba as her counsel stated that continued discovery is going to be “harmful to her mental
23 health.” From the outset of our discussions with Defendants both Ms. Kouba and I made clear that
24 S.K. will provide some additional discovery. However, the timing of that discovery is important.
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1 9. First, we do not want to interfere with S.K.'s ongoing treatment. Second, we want
2 to ensure that discovery is not repetitious. I have asked repeatedly for Defense counsel to engage in
3 a discussion about a timeline that accomplishes this goal and have gone so far as to suggest options
4 in the fall. Defendants have – to date – refused to agree to any such timeline despite multiple offers
5 during meet and confers.

6
7 10. S.K. will appear for an update deposition prior to the beginning of her trial, so long
8 as Defendants agree to a timeline that prevents S.K. from having to sit multiple additional times.
9 S.K. will agree to produce documents so long as that production happens in an organized, non-
10 seriatim fashion.

11 I believe this corrects the record. I declare under penalty of perjury pursuant to the laws of
12 the United States of America that the foregoing is true and correct.

13
14 Dated: June 26, 2025

/s/ Lance V. Oliver

15 Lance V. Oliver

16 LANCE V. OLIVER
17 **MOTLEY RICE LLC**
18 28 Bridgeside Blvd.
19 Mount Pleasant, SC 29464
 loliver@motleyrice.com

20 *Counsel for Plaintiff*